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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: G. HORI, et al.  
Application No.: 09/544,632  
Filed: April 6, 2000  
For: LIPID METABOLISM IMPROVING AGENT  
Art Unit: 1615  
Examiner: G. S. Kishore

**NOTICE OF APPEAL FROM THE PRIMARY  
EXAMINER TO THE BOARD OF APPEALS**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

August 19, 2004

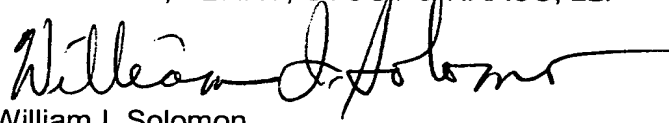
Sir:

In accordance with the provisions of 37 CFR 1.191, Applicants hereby appeal from the rejection as set forth in the Office Action mailed February 20, 2004, rejecting claims 18, 35, 36, 38 and 42-48.

A Credit Card Payment form in the amount of \$330.00 is enclosed, to cover the Appeal Fee.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

  
William I. Solomon  
Registration No. 28,565

WIS/sjg